

**Tuesday, November 23, 2004**

**STATEMENT OF PROCEEDINGS FOR THE  
REGULAR MEETING OF THE BOARD OF SUPERVISORS  
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B  
OF THE KENNETH HAHN HALL OF ADMINISTRATION  
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

**9:30 AM**

Present: Supervisor Gloria Molina, Supervisor Yvonne B. Burke, Supervisor Zev Yaroslavsky, Supervisor Michael D. Antonovich and Chairman Don Knabe

Invocation led by Gary Khan, Senior Pastor, Desert Streams Church, Santa Clarita (5).

Pledge of Allegiance led by William A. Ward, Service Officer, Lakewood Memorial, Post No. 8615, Veterans of Foreign Wars of the United States of America (4).

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION  
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION  
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

**NOTICES OF CLOSED SESSION**

**The Board met in Closed Session to discuss the following:**

**CS-1.**     CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Subdivision (a) of Government Code Section 54956.9)

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

Friends of Martin Luther King, Jr./Drew Medical Center, et al. v. County of Los Angeles, et al., U.S. District Court Case No. CV 04-8891

**These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center (03-1392)**

[Video](#)

[Speaker 11-9-04](#)

**CS-2.**     CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case)

**This matter concerns allegations of Brown Act violations pertaining to the Board of Supervisors' Closed Sessions held on September 7, 2004 and September 13, 2004, under Item CS-2. (04-3076)**

**CS-3.**

PUBLIC EMPLOYMENT  
(Government Code Section 54957)

Interview and consider candidates for appointment to the position of Agricultural Commissioner/Director of Weights and Measures. (04-2981)

**REPORT OF ACTION TAKEN IN CLOSED SESSION:**

**PURSUANT TO COUNTY CODE SECTION 2.06.010, THE BOARD WAIVED THE PROVISIONS OF FORMER SECTIONS 2.06.020 THROUGH 2.06.030 AND APPOINTED KURT FLOREN TO THE POSITION OF AGRICULTURAL COMMISSIONER/DIRECTOR OF WEIGHTS AND MEASURES, EFFECTIVE JANUARY 18, 2005, AND INSTRUCTED THE DIRECTOR OF PERSONNEL TO NEGOTIATE AN ANNUAL SALARY. THE BOARD ALSO INSTRUCTED THE DIRECTOR OF PERSONNEL TO EXECUTE AN AT-WILL EMPLOYMENT CONTRACT WHICH IS APPROVED AS TO FORM BY THE COUNTY COUNSEL SUBSEQUENT TO APPROVAL OF AN ANNUAL SALARY FOR KURT FLOREN BY THE BOARD OF SUPERVISORS.**

**THE VOTE OF THE BOARD WAS AS FOLLOWS:**

<b>SUPERVISOR MOLINA:</b>	<b>AYE</b>
<b>SUPERVISOR BURKE:</b>	<b>AYE</b>
<b>SUPERVISOR YAROSLAVSKY:</b>	<b>AYE</b>
<b>SUPERVISOR ANTONOVICH:</b>	<b>AYE</b>
<b>SUPERVISOR KNABE:</b>	<b>AYE</b>

**SET MATTERS**

9:30 a.m.

- Presentation of plaque to The Honorable Philippe Larrieu commemorating his appointment as Consul General of France in Los Angeles, as arranged by the Chairman.

Presentation of scroll to Captain Dwight McKenna, Commander of the California Highway Patrol Baldwin Park Office, commending him on his retirement after 35 years of service, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich.

Presentation of scrolls to Los Angeles County Lifeguards and personnel in recognition of their quick thinking and life-saving efforts during a serious emergency incident at Will Rogers Park Pool on August 25, 2004, as arranged by Supervisor Burke.  
(04-0051)

**PUBLIC HEARINGS**    **1 - 7**

1.

Hearing on an amendment to the existing rate and method of apportionment of assessments to allow for annual cost of living adjustments within Landscape and Lighting Act District No. 2, Zone No. 26, Emerald Crest (5); also determination of exemption from the provisions of the California Environmental Quality Act. (04-2622)

**THE BOARD CLOSED THE HEARING; INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED AMENDMENT TO THE RATE AND METHOD OF APPORTIONMENT OF ASSESSMENTS; AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Video - Tabulation Results](#)

Absent: None

Vote: Unanimously carried

**THE BOARD TOOK THE FOLLOWING ACTIONS AFTER THE REPORT BY THE CHAIRMAN OF THE BOARD:**

1. **DETERMINED THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED AMENDMENT TO THE EXISTING RATE AND METHOD OF APPORTIONMENT TO ALLOW FOR ANNUAL COST OF LIVING ADJUSTMENTS TO THE ASSESSMENT AND TO CHANGE THE METHOD FOR DETERMINING ASSESSMENTS IN LLA DISTRICT NO. 2, ZONE NO. 26, EMERALD CREST;**
2. **MADE A FINDING THAT THE PROJECTS ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND**
3. **ADOPTED A RESOLUTION ORDERING THE AMENDMENT TO THE RATE AND METHOD OF APPORTIONMENT FOR LLA DISTRICT NO. 2, ZONE NO. 26, EMERALD CREST FOR FISCAL YEAR 2005-06.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Video - Tabulation Results](#)

Absent: None

Vote: Unanimously carried

2. Hearing on update to the Developer Fee Program, the Developer Fee Detailed Fire Station Plan and approval of the 2004 Developer Fee Update Fee Calculation Summary, and to increase developer fee to \$.3877 per sq ft from \$.3716 per sq ft, to reflect current costs associated with land acquisition, fire station construction, purchase of apparatus and equipment and administrative costs associated with fee collection and project and facilities management, within the three areas of benefit within the Consolidated Fire Protection District of Los Angeles County: Malibu/Santa Monica Mountains, Santa Clarita Valley and Antelope Valley (3 and 5); also determination of exemption from provisions of the California Environmental Quality Act. (04-3027)

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

1. **MADE A FINDING THAT THE PROJECT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, IN THAT IT APPROVES FEES FOR CAPITAL PROJECTS NECESSARY TO MAINTAIN SERVICES WITHIN THE EXISTING SERVICE AREAS; AND**
2. **ADOPTED A RESOLUTION UPDATING THE DEVELOPER FEE PROGRAM FOR THE BENEFIT OF THE CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY IN THE AREAS OF MALIBU/SANTA MONICA MOUNTAINS, SANTA CLARITA VALLEY AND ANTELOPE VALLEY WHICH:**
  - A. **APPROVES THE UPDATED DEVELOPER FEE DETAILED FIRE STATION PLAN DATED SEPTEMBER 2004;**
  - B. **APPROVES THE 2004 DEVELOPER FEE UPDATE FEE CALCULATION SUMMARY; AND**
  - C. **INCREASES THE DEVELOPER FEE AMOUNT TO \$.3877 PER SQUARE FOOT FROM THE CURRENT DEVELOPER FEE AMOUNT OF \$.3716 PER SQUARE FOOT TO REFLECT CURRENT COSTS ASSOCIATED WITH LAND ACQUISITION, FIRE STATION CONSTRUCTION, PURCHASE OF APPARATUS AND EQUIPMENT, AND ADMINISTRATION.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

3.

Hearing to grant a 5-year petroleum pipeline franchise to Union Oil Company (Unocal) to collect, transport and distribute petroleum and other products in the unincorporated areas of Westmont/West Athens, West Compton/Willowbrook, South San Gabriel/Whittier Narrows and South Whittier/East La Mirada (1, 2 and 4). (04-2768)

**THE BOARD CLOSED THE HEARING; ADOPTED ORDINANCE NO. 2004-0067F ENTITLED, "AN ORDINANCE GRANTING A PROPRIETARY PETROLEUM PIPELINE FRANCHISE TO UNION OIL COMPANY OF CALIFORNIA, A CALIFORNIA CORPORATION, FOR THE COLLECTION, TRANSPORTATION, AND DISTRIBUTION OF PETROLEUM FOR A PERIOD OF FIVE (5) YEARS." THIS ORDINANCE SHALL TAKE EFFECT DECEMBER 23, 2004.**

[See Supporting Document](#)  
[Video](#)  
[See Final Action](#)

Absent: None

Vote: No: Supervisor Molina

4.

Hearing on proposed amendments to Title 1 - General Provisions, to make the violation of any provision of the County Code subject to an administrative fine and a noncompliance fee; and to establish the procedures for the imposition, enforcement, collection, and administrative review of said fines and fees; also find that the proposed amendment is exempt from the California Environmental Quality Act. (04-3064)

**THE BOARD CONTINUED THE HEARING TO JANUARY 25, 2005; AND INSTRUCTED COUNTY COUNSEL TO WORK WITH THE CHIEF ADMINISTRATIVE OFFICER AND INVOLVED DEPARTMENTS TO DEVELOP A SUGGESTED IMPLEMENTATION PLAN FOR CONSIDERATION IN CONNECTION WITH THE ORDINANCE.**

[See Supporting Document](#)  
[Video](#)  
[See Final Action](#)

Absent: None

Vote: Common Consent

5. Combined hearing on the following zoning matters and Negative Declaration relating to property located at Two Harbors (Lot 88), Santa Catalina Island, 400' south of the Isthmus Cove shoreline, in the Santa Catalina Island Zoned District No. 127, petitioned by the Santa Catalina Island Company: (Continued from the meeting of 11-23-04) (04-3034)

Local Coastal Plan Amendment Case No. 02-247-(4), to change the land use designation from the Residential Subdistrict to Utilities/Services Subdistrict of the Two Harbors Resort Village District

Coastal Development Permit Case No. 02-247-(4), to authorize demolition of the existing 40,000 gallon underground fueling facility at the Isthmus Cove shoreline and construction in the coastal zone

Conditional Use Permit Case No. 02-247(4), to authorize the establishment of an above-ground fuel storage facility to be used by residents and visitors to Two Harbors to fuel both land and water vehicles

**CONTINUED TO JANUARY 25, 2005**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Common Consent

6. De novo hearing on Conditional Use Permit Case No. 02-236-(5), and Mitigated Negative Declaration, to authorize the storage and export of spring water, including the construction and maintenance of three water tank farms, two loading stations and associated spring water delivery pipes in the A-2-5 zone, with existing residence to be used for a caretaker, for property located at 39439 Gorman Post Rd., Gorman, Castaic Canyon Zoned District, applied for by James Orr. (Appeal from Regional Planning Commission's approval) (04-2934)

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

1. **APPROVED THE MITIGATED NEGATIVE DECLARATION PREPARED FOR THE PROJECT; CERTIFIED ITS COMPLETION, AND DETERMINED THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT IMPACT UPON THE ENVIRONMENT; AND THAT THE MITIGATED NEGATIVE DECLARATION REFLECTS THE INDEPENDENT JUDGMENT AND ANALYSIS OF THE COUNTY;**
2. **ADOPTED THE MITIGATION MONITORING PROGRAM PREPARED FOR THE PROJECT;**
3. **INDICATED ITS INTENT TO APPROVE CONDITIONAL USE PERMIT CASE NO. 02-236-(5) WITH THE FOLLOWING MODIFICATIONS TO THE CONDITIONS:**

- **MODIFY CONDITION NO. 10 TO REQUIRE TWO INSPECTIONS PER YEAR BY STAFF OF THE REGIONAL PLANNING DEPARTMENT FOR THE LIFE OF THE PROJECT.**
  - **MODIFY CONDITION NO. 16 TO CLARIFY THAT THOSE AREAS OF THE PROPERTY NOT INTENDED FOR DEVELOPMENT (ACCORDING TO THE SITE PLAN) SHALL REMAIN AS OPEN SPACE FOR THE LIFE OF THE PROJECT.**
  - **MODIFY CONDITION NO. 16 TO CLARIFY THAT THE PROPOSED LANDSCAPE BERMS SCREENING THE WATER TANKS SHALL BE INSTALLED, TO THE SATISFACTION OF THE DEPARTMENT OF REGIONAL PLANNING, PRIOR TO THE FINAL INSPECTION OR PERMIT APPROVAL ISSUED BY THE BUILDING AND SAFETY DIVISION OF THE DEPARTMENT OF PUBLIC WORKS.**
  - **MODIFY CONDITION NO. 18-B TO PROHIBIT TRUCKING OF WATER ON ALL SUNDAYS BETWEEN 8:00 A.M. AND 6:00 P.M., AND**
- 4. DIRECTED COUNTY COUNSEL TO PREPARE THE NECESSARY FINDINGS AND REVISED CONDITIONS, CONSISTENT WITH THE AFOREMENTIONED PROPOSED REVISIONS AS RECOMMENDED BY SUPERVISOR ANTONOVICH, FOR FINAL APPROVAL.**

[See Supporting Document](#)  
[See Supporting Document](#)  
[Video](#)  
[Video](#)  
[See Final Action](#)

Absent:

None

Vote:

Unanimously carried

7. Combined hearing on the following zoning matters and Negative Declaration relating to property located at 4700 Slauson Ave., in the unincorporated community of Ladera Heights/View Park - Windsor Hills, in the View Park Zoned District, petitioned by United El Segundo, Inc.: (04-3030)

Zone Change Case No. 97-158-(2), from C-2 and R-1 to C-3-DP

Conditional Use Permit Case No. 97-158-(2), to authorize the replacement of a gas station and lube center facilities with the construction, operation and maintenance of a 24-hour gasoline fueling station, mini-market without off-site sales of beer and wine, and a limited hours drive through automated carwash

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

- 1. CONSIDERED AND ADOPTED THE NEGATIVE DECLARATION PREPARED FOR THE PROJECT; CERTIFIED ITS COMPLETION, AND DETERMINED THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT IMPACT UPON THE ENVIRONMENT; AND THAT THE NEGATIVE DECLARATION REFLECTS THE INDEPENDENT JUDGMENT AND ANALYSIS OF THE COUNTY;**
- 2. MADE A FINDING THAT THE PROPOSED CHANGE OF ZONE IS CONSISTENT WITH THE LOS ANGELES COUNTY GENERAL PLAN; AND FIND THAT THE PUBLIC CONVENIENCE, THE GENERAL PLAN WELFARE AND GOOD ZONING PRACTICE JUSTIFY THE RECOMMENDED CHANGES OF ZONE;**
- 3. INDICATED ITS INTENT TO APPROVE ZONE CHANGE AND CONDITIONAL USE PERMIT CASE NOS. 97-158-(2); AND**
- 4. INSTRUCTED COUNTY COUNSEL TO PREPARE THE NECESSARY ORDINANCE, FINDINGS AND CONDITIONS FOR FINAL APPROVAL.**

[See Supporting Document](#)

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**ADMINISTRATIVE MATTERS**

8. Recommendation as submitted by Supervisor Knabe: Waive rental fee in amount of \$200, excluding the cost of liability insurance, for use of the South Coast Botanic Garden Hall for the JETS Soccer Team's holiday celebration and their International Soccer Big Island Cup for Girls Under 12 victory, to be held December 4, 2004. (04-3068)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

9. Recommendation as submitted by Supervisor Knabe: Waive the \$250 facility use fee and associated parking fees in amount of \$4 per vehicle, excluding the cost of liability insurance, for use of Edmund D. Edelman Children's Court Building and adjacent parking for the Friends of Child Advocates' Seventh Annual "Give the Light of Hope to a Child" celebration, to be held December 4, 2004. (04-3081)

**APPROVED**

[See Supporting Document](#)

[See Final Document](#)

Absent: None

Vote: Unanimously carried

10. Recommendation as submitted by Supervisor Knabe: Proclaim April 17 through 23, 2005 as "Volunteer Recognition Week" throughout Los Angeles County and encourage Department Heads to support the volunteer program within their respective departments, including submitting volunteer hours on a quarterly basis to the Chief Administrative Officer's Office of Workplace Programs; and authorize the Chief Administrative Officer to use \$35,000, currently budgeted, for the 2005 Volunteer Program and the 23rd Annual "Volunteer of the Year" luncheon and Recognition Ceremony; also request the Music Center to waive the \$1,200 rental fee, excluding the cost of liability insurance, for use of the Grand Hall of the Music Center for the 2005 "Volunteer of the Year" luncheon and Recognition Ceremony to be held April 18, 2005; and waive parking fees in amount of \$1,750, excluding the cost of liability insurance, at the Music Center garage for honorees and supporters attending the "Volunteer of the Year" luncheon and Recognition Ceremony. (04-3072)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

11. Recommendation as submitted by Supervisor Antonovich: Waive rental fees totaling \$335, excluding the cost of liability insurance, for use of the County Arboretum-Ayers Hall for the City of Arcadia's annual Mayor's Prayer Breakfast, to be held March 25, 2005. (04-3060)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

12. Recommendation as submitted by Supervisor Molina: Waive the \$175 per room, per day fee for use of various court rooms, Attorney Conference Room and Jury Assembly Room and the \$180 parking per day fee, excluding the cost of liability insurance, for the Southwestern University School of Law's Trial Advocacy Competition, to be held at the Central Courthouse on December 4, 2004, March 19 and 31, 2005 and April 30, 2005. (04-3079)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

13. Recommendation as submitted by Supervisor Yaroslavsky: Waive parking fees totaling \$11,900 for approximately 700 cars, excluding the cost of liability insurance, at the Music Center Garage for attendees of the swearing-in ceremonies for newly reelected County officials, to be held at the Kenneth Hahn Hall of Administration and Music Center on December 6, 2004. (04-3089)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

14. Recommendation as submitted by Supervisor Yaroslavsky: Waive fees required by the Department of Regional Planning to process the variance and related permits necessary to rebuild the home of Tracy and Terry Cogbill, located at 754 Basin Dr., Topanga, which burned down on December 25, 2002. (04-3083)

**ADOPTED**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

**ADMINISTRATIVE OFFICER (Committee of Whole) 15 - 16**

15. Recommendation: Approve and authorize the Chief Administrative Officer to sign contract with First 5 LA Commission which will provide \$50,000 to test the reliability and feasibility of the child care quality rating instruments developed by the County of Los Angeles Policy Roundtable for Child Care; authorize the Chief Administrative Officer to prepare and execute program amendments as may deemed necessary to implement the contract; and approve appropriation adjustment in amount of \$50,000 to provide spending authority for acceptance of the First 5 LA Commission contract. (Continued from meeting 11-09-04 at the request of the Chief Administrative Officer)  
**4-VOTES** (04-2971)

**APPROVED**

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

16. Recommendation: Approve appropriation adjustment to transfer \$6,856,000 from the Provisional Financing Uses budget to provide funding for the Departments of Health Services, Mental Health, and Probation to implement corrective action to address the Department of Justice's concerns related to confinement practices, health, mental health and education services provided to minors at juvenile halls, pursuant to a Board-approved settlement agreement with the State Department of Justice; approve introduction of ordinance to add, and authorize filling of 138 additional positions; and instruct the Chief Probation Officer to work with County Counsel, Directors of Health Services and Mental Health, President of the Los Angeles County Office of Education and any other affected County department or agency, to submit quarterly status reports to the Board on the progress of the plan. (Relates to Agenda No. 20) (04-3024)

**THE BOARD TOOK THE FOLLOWING ACTIONS:**

1. **CONTINUED TO DECEMBER 14, 2004, THE CHIEF ADMINISTRATIVE OFFICER'S RECOMMENDATIONS RELATING TO THE QUALITY ASSURANCE UNIT; AND INSTRUCTED THE AUDITOR-CONTROLLER TO REPORT BACK AT THE MEETING OF DECEMBER 14, 2004 REGARDING THE FEASIBILITY OF CREATING THE QUALITY ASSURANCE UNIT FOR THE JUVENILE HALL CORRECTIVE ACTION PLAN WITHIN THE AUDITOR-CONTROLLER'S OFFICE;**
2. **APPROVED THE APPROPRIATION ADJUSTMENT TO TRANSFER \$6,556,000 FROM THE PROVISIONAL FINANCING USES BUDGET TO PROVIDE FUNDING FOR THE DEPARTMENTS OF HEALTH SERVICES, MENTAL HEALTH, AND PROBATION TO IMPLEMENT CORRECTIVE ACTION TO ADDRESS THE DEPARTMENT OF JUSTICE'S CONCERNS RELATED TO CONFINEMENT PRACTICES, HEALTH, MENTAL HEALTH, AND EDUCATION SERVICES PROVIDED TO MINORS AT JUVENILE HALLS, PURSUANT TO A BOARD-APPROVED SETTLEMENT AGREEMENT WITH THE DEPARTMENT OF JUSTICE; AND**
3. **INSTRUCTED THE CHIEF PROBATION OFFICER TO WORK WITH COUNTY COUNSEL, THE DIRECTORS OF HEALTH SERVICES AND MENTAL HEALTH AND THE SUPERINTENDENT OF SCHOOLS, AND ANY OTHER AFFECTED COUNTY DEPARTMENT OR AGENCY, TO SUBMIT QUARTERLY STATUS REPORTS TO THE BOARD ON THE PROGRESS OF THE PLAN.**

[See Supporting Document](#)  
[See Supporting Document](#)  
[Report](#)  
[See Final Action](#)

None

Unanimously carried

**HEALTH SERVICES (Committee of Whole) 17**

17.

Recommendation: Approve the proposed reduction of trauma services at Martin Luther King, Jr./Charles R. Drew Medical Center; instruct the Director to submit for the Board's consideration, an appropriation adjustment, as necessary, for Harbor-UCLA Medical Center to provide for additional trauma patients resulting from the closure of the Martin Luther King Jr./Charles R. Drew Medical Center trauma unit; and authorize the Director to amend the trauma services agreement with St. Francis Medical Center, as necessary, to provide for additional trauma patients resulting from the closure of the Martin Luther King, Jr./Charles R. Drew Medical Center trauma unit. APPROVE (Continued from the Special Meeting of 11-15-04 at the request of the Board) (04-3077)

**THE CHAIRMAN ORDERED A DIVISION OF THE QUESTION AT THE REQUEST OF SUPERVISOR BURKE.**

**THE BOARD APPROVED SUPERVISOR BURKE'S AMENDMENT TO INSTRUCT THE DIRECTOR OF HEALTH SERVICES TO:**

- 1. ESTABLISH A GOAL FOR THE RESTORATION OF TRAUMA SERVICES, IF CERTAIN INTERNAL AND EXTERNAL CONDITIONS ARE ALIGNED INCLUDING QUALITY, RESOURCES, PATIENT NEED, AND THE MISSION OF KDMC;**
- 2. INCLUDE THE FOLLOWING ITEMS IN KING/DREW ADVISORY GROUP'S CHARTER:**
  - RECOMMENDATIONS FOR THE FUTURE OF RESIDENT TRAINING PROGRAMS AT KING/DREW, INCLUDING THE NUMBER AND CONFIGURATION OF TRAINING PROGRAMS AT KING/DREW AND A PROCESS AND TIMELINE TO ACHIEVE THIS GOAL; AND**
  - RECOMMENDATIONS AND A TIMELINE FOR ACHIEVING GREATER COLLABORATION AND INTEGRATION OF TRAINING PROGRAMS BETWEEN KING/DREW AND THE OTHER DEPARTMENT OF HEALTH SERVICES TEACHING FACILITIES; AND**
- 3. IN CONSULTATION WITH NAVIGANT CONSULTING, CONDUCT ONGOING ASSESSMENTS OF WHETHER KDMC CAN SAFELY PROVIDE TRAUMA SERVICES AND AT WHAT VOLUME OF PATIENTS; AND**
- 4. REPORT BACK BY FEBRUARY 15, 2005 ON THE ADVISORY GROUP'S**

**FINDINGS, RECOMMENDATIONS AND A PLAN FOR IMPLEMENTING THESE PROPOSALS.**

[See Supporting Document](#)

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**THE BOARD APPROVED THE DIRECTOR OF HEALTH SERVICES' RECOMMENDATIONS REGARDING THE PROPOSED REDUCTION OF TRAUMA SERVICES AT MARTIN LUTHER KING, JR./CHARLES R. DREW MEDICAL CENTER AS AMENDED BY SUPERVISOR BURKE'S FOREGOING MOTION.**

[See Supporting Document](#)

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Abstentions: Supervisor Burke

On motion of Supervisor Knabe, and by common consent, the meeting recessed at 2:29 p.m. following Board Order No. 17.

The meeting reconvened at 2:38 p.m. Present were Supervisors Gloria Molina, Yvonne B. Burke, Zev Yaroslavsky, Michael D. Antonovich, and Don Knabe, Chariman. (04-3182)

**MENTAL HEALTH (5) 18**

18. Joint recommendation with the Director of Health Services: Authorize the Departments of Mental Health and Health Services to implement a plan for the relief of the County Hospital Psychiatric Emergency Services (PES Relief Plan), effective upon Board approval; and approve the following related matters: (Continued from meetings of 11-16-04 at the request of Supervisor Yaroslavsky) **4-VOTES** (04-3018)

Authorize the Director of Mental Health to utilize one-time funding from the Realignment Trust Fund Account, in amount of \$7,250,000 and Federal Financial Participation (FFP) Medi-Cal revenue to offset the cost of the PES Relief Plan;

Instruct the Director of Mental Health to redirect the Department of Mental Health's existing resources, as necessary, in future years to backfill the lapse of one-time Realignment funds to ensure that critical components of the PES Relief Plan are maintained;

Authorize the Department of Mental Health to fill 58.5 Full-Time Equivalent (FTE) positions in excess of what is provided for in the Department of Mental Health's staffing ordinance;

Approve the Department of Mental Health's request for appropriation adjustment in amount of \$4,768,000 for Fiscal Year 2004-05, fully funded by one-time Realignment Trust Fund Account funding (\$4,325,000) and FFP Medi-Cal revenue (\$443,000) to fund Salaries & Employee Benefits (S&EB), Services and Supplies (S&S), and Fixed Assets necessary to implement the PES Relief Plan; and

Approve the Department of Health Services' request for appropriation adjustment in amount of \$1,400,000, fully funded by an Intrafund Transfer from the Department of Mental Health to offset S&EB and S&S to augment PES services at the Department of Health Services.

**CONTINUED ONE WEEK TO NOVEMBER 30, 2004**

[See Supporting Document](#)

Absent: None

Vote: Common Consent

**PUBLIC WORKS (4) 19**

19.

Recommendation: Acting as the governing body of the County Waterworks District No. 29, Malibu (3), award and authorize the Interim Director to enter into an agreement with Brockmeier Consulting Engineers, Inc., to provide engineering and related services for the Districts, Master Plan for water system improvements, at a cost not to exceed \$440,000. (Continued from meeting of 11-16-04 at the request of Supervisor Yaroslavsky) (04-2989)

**REFERRED BACK TO THE DEPARTMENT**

[See Supporting Document](#)

Absent: None

Vote: Common Consent

**ORDINANCE FOR INTRODUCTION 20**

20.

Ordinance for introduction amending the County Code, Title 6 - Salaries, by adding and/or changing certain classifications and numbers of ordinance positions in the Departments of Health Services, Mental Health and Probation. (Relates to Agenda No. 16) (04-3025)

**INTRODUCED, WAIVED READING AND PLACED ON AGENDA FOR ADOPTION  
ORDINANCE NO. 2004-0068.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**ORDINANCE FOR ADOPTION 21**

21.

Ordinance for adoption extending the term of the cable television franchise granted to Comcast of California VII, Inc. for the Kagel Canyon unincorporated area (5) through September 30, 2006; reflecting a name change of the franchisee from King Videocable Company to Comcast of California VII, Inc.; also clarifying references to the term "Director"; and eliminating self-imposed franchise fee distribution requirements. (04-3005)

**ADOPTED ORDINANCE NO. 2004-0066F. THIS ORDINANCE SHALL TAKE  
EFFECT DECEMBER 23, 2004**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**SEPARATE MATTERS 22 - 23**

22. Review pursuant to the Public Contract Code Section 22050, the Interim Director of Public Works' authorization to continue the administration of a contract with Malden Buntich Construction Company, on behalf of the Los Angeles County Flood Control District, to perform for the City of San Marino emergency work necessary to repair the damaged storm drain and sink hole along a 90 ft section of Mill Lane, which developed during the severe rainstorm of October 20, 2004 and to protect the City of San Marino's storm drain and street (Mill Lane) from future storm-related damage, as requested by Supervisor Antonovich at the meeting of October 26, 2004. (Continued from meeting of 11-9-04 at the request of the Interim Director of Public Works)  
**4-VOTES** (04-2963)

**REVIEWED AND CONTINUED TO DECEMBER 7, 2004**

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

23. Joint report by the Chief Administrative Officer and the Sheriff on a plan to end the present early release program in County jails; also report by the Chief Administrative Officer on a long-term plan to revive the Sheriff's Department from years of budget reductions starting with the elimination of early releases of inmates and increased sworn personnel, including a variety of funding options for the Sheriff's short-term and long-term needs, with the feasibility of discontinuing the supplanting of Proposition 172 funds by using those revenues as a means to meet the Maintenance of Effort to qualify for Proposition 172 funds, as requested by the Board at the meeting of November 3, 2004. (04-3085)

**CONTINUED TWO WEEKS TO DECEMBER 7, 2004**

Absent: None

Vote: Common Consent

**MISCELLANEOUS**

**24. Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.**

- 24-A.** Recommendation as submitted by Supervisor Antonovich: Direct County Counsel and the Chief Administrative Officer to work with the Office of Small Business to develop an agreement between the County and the Beijing Municipal Commission to co-host the Beijing Olympics Equipment Exposition 2005 and the Olympics Economic Forum to be held in July 2005; and direct the Office of Small Business to report back to the Board within 60 days with a proposal and timeline that outlines the County's participation in the Olympic effort to meet the goals and objectives of this partnership. (04-3127)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

- 24-B.** Recommendation as submitted by Supervisor Antonovich: Extend the \$10,000 reward offered for any information leading to the arrest and conviction of the person or persons responsible for the death of Sharon Anne Santos, whose body was discovered in the trunk of her black Honda Accord in Chinatown on September 2, 2004, after last being seen leaving Warner Brothers Studios in Burbank on the evening of August 17, 2004. (04-2478)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent:

None

Vote:

Unanimously carried

**25. Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or**

**matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.**

**Introduced for discussion and placed on the agenda of November 30, 2004 for consideration:**

- 25-A.** Recommendation as submitted by Supervisor Antonovich: Direct the Interim Director of Public Works to examine its data and traffic studies to expedite installation of a traffic signal at the intersection of 45th Street West and Avenue N in Lancaster. (04-3176)

[See Supporting Document Video](#)

- 26. Recommendations by individual Supervisors to establish, extend or otherwise modify cash rewards for information concerning crimes, consistent with the Los Angeles County Code.**

- 26-A.** Recommendation as submitted by Supervisor Antonovich: Establish a \$10,000 reward for information leading to the arrest and conviction of the person or persons responsible for the murder of 24-year-old Neil Hacker whose body was discovered inside his place of business known as Critical Car Care Detail Shop, located at 4848 Quartz Hill Rd., in Quartz Hill, on Friday, November 12, 2004. (04-3178)

**APPROVED**

[See Supporting Document](#)  
[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 28.** Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

**LEONARD WAYNE ROSE, JR., UMASIA L. MORRIS-GAF, LARRY B. ROSS AND CHARLES BRISTER ADDRESSED THE BOARD. (04-3208)**

[Video](#)

**29. Adjourning Motions**

On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

**Supervisor Molina**

Lance Corporal Luis Figueroa  
Lance Corporal Victor R. Lu  
Valente G. Ramos

**Supervisor Burke**

Guy Blackburn  
George J. Payton

**Supervisors Yaroslavsky and Antonovich**

Terry Melcher

**Supervisor Yaroslavsky**

Joseph B. Koepfli

**Supervisor Knabe and All Board Members**

Jacob W. Stonich

**Supervisor Knabe**

Charles Kenneth "Ken" Crane  
Lou Davis  
Kanu Parihk

**Supervisors Antonovich and Knabe**

Leo B. Babich

**Supervisor Antonovich**

Tully N. Brown  
Reed Irvine  
Dr. Abdelmoneim Gaber Mohamed  
Angela Kathleen Nahas  
Aaron Meyer Rothenberg  
Edward Warschilka  
Duncan Woo  
Jeannie Yelton (04-3177)

**ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER**

**DISCUSSION AND ACTION BY THE BOARD**

- A-1.** Continue local emergencies as a result of the following: (a) Discovery of an infestation of fruit flies, as proclaimed on August 8, 1989; (b) Discovery of an infestation of fruit flies, as proclaimed on May 10, 1990; (c) Fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002; (d) Multiple fires in and around the Cities of Claremont and La Verne, as proclaimed by the Chief Administrative Officer on October 26, 2003 and ratified by the

Board on October 28, 2003; and (e) Flooding in the Cities of Carson, Compton, Los Angeles, Lynwood, South Gate and the unincorporated areas of Willowbrook and Rosewood, as proclaimed by the Chair on November 12, 2003, ratified by the Board on November 18, 2003, and revised on December 2, 2003. **Documents on file in Executive Office**

## REVIEWED AND CONTINUED

### Closing 30

30. Open Session adjourned to Closed Session at 3:05 p.m. following Board Order No. 29 to:

#### **CS-1.**

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

Friends of Martin Luther King, Jr./Drew Medical Center, et al. v. County of Los Angeles, et al., U.S. District Court Case No. CV04 8891

**These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)**

#### **CS-2.**

Confer with legal counsel regarding significant exposure to litigation, pursuant to subdivision (b) of Government Code Section 54956.9. (one case)

**This matter concerns allegations of Brown Act violations pertaining to the Board of Supervisors' Closed Sessions held on September 7, 2004 and September 13, 2004, under Item CS-2. (04-3076)**

#### **CS-3.**

Consider candidates for appointment to the position of Agricultural Commissioner/ Director of Weights and Measures, pursuant to Government Code Section 54957. (04-2981)

Closed Session convened at 3:34 p.m. Present were Supervisors Gloria Molina, Yvonne B. Burke, Zev Yaroslavsky, Michael D. Antonovich and Don Knabe, Chairman

presiding.

Closed Session adjourned at 4:25 p.m. Present were Supervisors Gloria Molina, Yvonne B. Burke, Zev Yaroslavsky, Michael D. Antonovich and Don Knabe, Chairman presiding.

The Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for

which said Board so acts, adjourned its meeting following Board Order No. 29, at 4:25 p.m. The Board will be holding a special meeting on Tuesday, November 29, 2004 at 9:00 a.m. in the conference room in Room 383 of the Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, for the purpose of meeting in closed session to interview and consider candidates for appointment to the position of Director of Parks and Recreation, pursuant to Government Code Section 54957.

The next regular meeting of the Board is Tuesday, November 30, 2004 at 9:30 a.m. (04-3181)

The foregoing is a fair statement of the proceedings of the meeting held November 23, 2004, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer  
Executive Officer-Clerk  
of the Board of Supervisors